

Maine Revised Statutes
Title 25: INTERNAL SECURITY AND PUBLIC SAFETY
Chapter 317: PREVENTIVE MEASURES AND RESTRICTIONS

**§2467. RETAIL SALE AND DISTRIBUTION OF NOVELTY LIGHTERS
PROHIBITED**

1. Definition. For purposes of this section, "novelty lighter" means a mechanical or electrical device typically used for lighting cigarettes, cigars or pipes that is designed to appear to be a toy, feature a flashing light or make musical sounds. "Novelty lighter" does not include:

- A. A lighter manufactured prior to January 1, 1980; [2007, c. 510, §1 (NEW).]
- B. A lighter incapable of being fueled or lacking a device necessary to produce combustion or a flame; or [2007, c. 510, §1 (NEW).]
- C. Any mechanical or electrical device primarily used to ignite fuel for fireplaces or for charcoal or gas grills. [2007, c. 510, §1 (NEW).]

[2007, c. 510, §1 (NEW) .]

2. Prohibition; penalty. A person may not sell at retail, offer for retail sale or distribute for retail sale or promotion in this State a novelty lighter. A person who violates this subsection commits a civil violation for which a fine of not more than \$500 may be imposed.

[2007, c. 510, §1 (NEW) .]

3. Exception. The prohibition specified in subsection 2 does not apply to the transportation of novelty lighters through this State or the storage of novelty lighters in a warehouse or distribution center in this State that is closed to the public for purposes of retail sales.

[2007, c. 510, §1 (NEW) .]

4. Enforcement. This section may be enforced by the State Fire Marshal's Office; a state, county or municipal law enforcement officer; or a municipal code enforcement officer.

[2007, c. 510, §1 (NEW) .]

SECTION HISTORY

2007, c. 510, §1 (NEW).

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